

EXHIBIT 2

*REDACTED VERSION
OF DOCUMENT
SOUGHT TO BE SEALED*

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12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**
14 **SAN FRANCISCO DIVISION**

15 Waymo LLC,

16 Plaintiff,

17 v.

18 Uber Technologies, Inc.; Ottomotto LLC; Otto
Trucking LLC,

19 Defendants.

Case No. 3:17-cv-00939

**DEFENDANT OTTO TRUCKING LLC'S
OBJECTIONS AND RESPONSES TO
PLAINTIFF WAYMO LLC'S THIRD SET
OF EXPEDITED INTERROGATORIES**

Trial Date: October 10, 2017

23 PROPOUNDING PARTY: Plaintiff: WAYMO LLC

24 RESPONDING PARTY: Defendant: OTTO TRUCKING LLC

25 SET NO.: Third Set of Expedited Interrogatories

1 Interrogatories were asked of, or statements contained herein were made by, a witness present and
2 testifying in court, all of which objections and grounds are reserved and may be interposed at the
3 time of trial.

4 **GENERAL OBJECTIONS**

5 1. Otto Trucking objects to each and every Interrogatory to the extent it seeks to impose
6 obligations and demands upon Otto Trucking beyond those required by Federal Rules of Civil
7 Procedure 26 and 33, and the applicable Local Civil Rules of the United States District Court for the
8 Northern District of California (“Local Rules”).

9 2. Otto Trucking objects to each and every Interrogatory to the extent it seeks
10 information protected from discovery by the attorney-client privilege, the work product doctrine, or
11 any other privileges or reasons for non-production. Waymo’s discovery will not be construed to
12 seek such information. Inadvertent disclosure of privileged information is not intended to be, and
13 may not be construed as, a waiver of any applicable privilege or similar basis for non-disclosure.

14 3. Otto Trucking objects to these Interrogatories to the extent they seek information
15 concerning matters or issues beyond the scope of the allegations in the Amended Complaint on the
16 grounds that such discovery is overbroad, unduly burdensome, and neither relevant to any issue in
17 this case nor reasonably calculated to lead to the discovery of admissible evidence.

18 4. Otto Trucking objects to each Interrogatory to the extent that it is unlimited in time
19 and scope, especially in light of the expedited nature of the propounded Interrogatories.

20 5. Otto Trucking reserves all rights under the Rules of Civil Procedure to amend or
21 supplement its responses as additional information is discovered.

22 **SPECIFIC OBJECTIONS AND RESPONSES TO INTERROGATORIES**

23 **INTERROGATORY NO. 21:**

24 Describe in detail the development of the [REDACTED] used by DEFENDANTS in their LIDAR
25 designs and devices, including who contributed to the design, and when and how [REDACTED]

26 [REDACTED] were first selected and evolved over time, and the identity,
27 by Bates Number of the DOCUMENTS evidencing the same.

RESPONSE TO INTERROGATORY NO. 21:

Otto Trucking incorporates each of its general objections by reference. Otto Trucking further objects to this Interrogatory as not “reasonably narrow” or relevant to its “trade secret misappropriation claims only,” as required by the Court’s Order Granting in Part and Denying in Part Plaintiff’s Motion for Provisional Relief. (Dkt. No. 464).

Subject to and without waiving the foregoing objections, Otto Trucking responds as follows:

Otto Trucking does not and has not developed [REDACTED] in LiDAR designs or devices. Otto Trucking does not have information responsive to Interrogatory No. 21.

INTERROGATORY NO. 22:

Describe in detail the development of the photodetectors and photodetector circuits implemented by UBER or OTTO for LIDAR, including who contributed to the design and when, and the identity by Bates Number, of the DOCUMENTS evidencing the same.

RESPONSE TO INTERROGATORY NO. 22:

Otto Trucking incorporates each of its general objections by reference. Otto Trucking further objects to this Interrogatory as not “reasonably narrow” or relevant to its “trade secret misappropriation claims only,” as required by the Court’s Order Granting in Part and Denying in Part Plaintiff’s Motion for Provisional Relief. (Dkt. No. 464).

Subject to and without waiving the foregoing objections, Otto Trucking responds as follows:
Otto Trucking does not and has not developed photodetectors or photodetector circuits. Otto
Trucking does not have information responsive to Interrogatory No. 22.

INTERROGATORY NO. 23:

Describe in detail the development of DEFENDANTS' [REDACTED], including who contributed to the design, how [REDACTED] were first selected and evolved over time, how [REDACTED] were first selected and evolved over time, and the identity, by Bates Number, of the documents evidencing the same.

RESPONSE TO INTERROGATORY NO. 23:

Otto Trucking incorporates each of its general objections by reference. Otto Trucking further objects to this Interrogatory as not “reasonably narrow” or relevant to its “trade secret misappropriation claims only,” as required by the Court’s Order Granting in Part and Denying in Part Plaintiff’s Motion for Provisional Relief. (Dkt. No. 464).

Subject to and without waiving the foregoing objections, Otto Trucking responds as follows:

Otto Trucking does not and has not developed [REDACTED]

[REDACTED] Otto Trucking does not have information responsive to Interrogatory No. 23.

INTERROGATORY NO. 24:

Identify the components of DEFENDANTS' self-driving vehicles that LEVANDOWSKI contributed to.

RESPONSE TO INTERROGATORY NO. 24:

Otto Trucking incorporates each of its general objections by reference. Otto Trucking further objects to this Interrogatory as not “reasonably narrow” or relevant to its “trade secret misappropriation claims only,” as required by the Court’s Order Granting in Part and Denying in Part Plaintiff’s Motion for Provisional Relief. (Dkt. No. 464). Otto Trucking objects to the terms “components” and “contributed to” as vague and ambiguous.

Subject to and without waiving the foregoing objections, Otto Trucking responds as follows:

Otto Trucking and its wholly owned subsidiary Otto Transport LLC [REDACTED] [REDACTED]. To the extent that Otto Trucking has made use of any self-driving vehicle technology, [REDACTED] [REDACTED]. To the best of Otto Trucking's knowledge, Mr. Levandowski has not built hardware or software for self-driving vehicle technology used by Otto Trucking.

INTERROGATORY NO. 25:

Identify the components of DEFENDANTS' self-driving vehicles that LEVANDOWSKI did not contribute to.

RESPONSE TO INTERROGATORY NO. 25:

Otto Trucking incorporates each of its general objections by reference. Otto Trucking further objects to this Interrogatory as not “reasonably narrow” or relevant to its “trade secret misappropriation claims only,” as required by the Court’s Order Granting in Part and Denying in Part Plaintiff’s Motion for Provisional Relief. (Dkt. No. 464). Otto Trucking objects to the term “components” and “contribute to” as vague and ambiguous.

Subject to and without waiving the foregoing objections, Otto Trucking responds as follows:

Subject to and without waiving the foregoing objections, Otto Trucking responds as follows: Otto Trucking and its wholly owned subsidiary Otto Transport LLC [REDACTED]

[REDACTED] . To the extent that Otto Trucking has made use of any self-driving vehicle technology, [REDACTED]

To the best of Otto Trucking's knowledge, Mr. Levandowski has not built hardware or software for self-driving vehicle technology used by Otto Trucking.

INTERROGATORY NO. 26:

Describe all [REDACTED] " as defined in the ACQUISITION DOCUMENTS, and identify, by Bates Number, the documents evidencing or detailing the same.

RESPONSE TO INTERROGATORY NO. 26:

Otto Trucking incorporates each of its general objections by reference. Otto Trucking further objects to this Interrogatory as not “reasonably narrow” or relevant to its “trade secret misappropriation claims only,” as required by the Court’s Order Granting in Part and Denying in Part Plaintiff’s Motion for Provisional Relief. (Dkt. No. 464).

Subject to and without waiving the foregoing objections, Otto Trucking responds as follows:
information responsive to this Request is the subject to the attorney-client privilege, the attorney
work-product doctrine, and joint defense privileges, and documents reflecting this information have
been logged in privilege logs served on April 13, 2017 in Defendants' Supplemental Privilege Log
Associated with March 31, 2017 Production of Documents, on April 27, 2017 in Defendants'
Amended Supplemental Privilege Log Associated with March 31, 2017 Production of Documents,

1 on April 28, 2017 in Defendants' Privilege Log Associated with March 31, 2017 Production of
2 Documents, on May 1, 2017 in Defendants' Privilege Log Associated with March 31, 2017
3 Production of Documents, and on May 22, 2017 in Uber Technologies, Inc. and Ottomotto LLC's
4 Privilege Log 5.22.2017 (O'Melveny & Myers LLP). Otto Trucking is not aware of further
5 information responsive to this Interrogatory.

6 **INTERROGATORY NO. 27:**

7 Describe the meetings that took place in San Francisco between LEVANDOWSKI and
8 UBER on or around January 12, 2016, including an identification of who was present (whether in
9 person or telephonically) and the subject matter of what was discussed.

10 **RESPONSE TO INTERROGATORY NO. 27:**

11 Otto Trucking incorporates each of its general objections by reference. Otto Trucking further
12 objects to this Interrogatory as not "reasonably narrow" or relevant to its "trade secret
13 misappropriation claims only," as required by the Court's Order Granting in Part and Denying in
14 Part Plaintiff's Motion for Provisional Relief. (Dkt. No. 464). Otto Trucking further objects to this
15 Request to the extent that it seeks communications protected by the joint defense or common interest
16 privilege. Otto Trucking further objects to this Request to the extent that it seeks communications
17 protected by the attorney client privilege, the attorney work product doctrine, and/or any other
18 applicable privilege or immunity.

19 Subject to and without waiving the foregoing objections, Otto Trucking responds as follows:
20 Otto Trucking does not have information responsive to Interrogatory No. 27. Otto Trucking's
21 predecessor, 280 Systems LLC, was incorporated on February 1, 2016, and as such Otto Trucking
22 was not present at that meeting.

23 **INTERROGATORY NO. 28:**

24 Describe any alternate LIDAR designs that UBER or OTTO considered for Fuji that did not
25 include [REDACTED], and
26 identify, by Bates Number, the documents evidencing the same.

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28

1 **RESPONSE TO INTERROGATORY NO. 28:**

2 Otto Trucking incorporates each of its general objections by reference. Otto Trucking further
3 objects to this Interrogatory as not “reasonably narrow” or relevant to its “trade secret
4 misappropriation claims only,” as required by the Court’s Order Granting in Part and Denying in
5 Part Plaintiff’s Motion for Provisional Relief. (Dkt. No. 464). Otto Trucking objects to this
6 Interrogatory as vague and ambiguous in its use of the term “Otto.” As such, Otto Trucking will
7 respond with respect to Otto Trucking. Otto Trucking objects to this Interrogatory as overly broad
8 and unduly burdensome, in particular in its use of the term “any” alternate LiDAR designs.

9 Subject to and without waiving the foregoing objections, Otto Trucking responds as follows:
10 Otto Trucking has not considered any LiDAR designs for Fuji or for any other project. Otto
11 Trucking does not have information responsive to Interrogatory No. 28.

12 Dated: June 20, 2017

13 Respectfully submitted,

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